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Counsel to Alfred H. Siegel, as Trustee of the Circuit City Stores, Inc. Liquidating Trust

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

In re:) Case No. 08-35653 (KRH)
)
CIRCUIT CITY STORES, INC., <u>et al.</u> , ¹) Chapter 11
)
Debtors.) (Jointly Administered)
)
)
)

**ORDER GRANTING THE LIQUIDATING TRUSTEE
CERTAIN AUTHORITY RELATED TO DISTRIBUTION CHECKS**

Upon the Motion (the “**Motion**”)² of the Trustee of the Circuit City Stores, Inc. Liquidating Trust (the “**Trust**”) created under the *Modified Second Amended Joint Plan of Liquidation of Circuit City Stores, Inc. and its Affiliated Debtors and Debtors in Possession and its Official Committee of Unsecured Creditors Holding General Unsecured Claims* [Docket No. 8252, Exhibit A] (the “**Plan**”), for the entry of an order authorizing the Trust to reincorporate

¹ The Debtors in these chapter 11 cases, along with the last four digits of their respective federal tax identifications numbers, are as follows: Circuit City Stores, Inc. (3875), Circuit City Stores West Coast, Inc. (0785), InterTAN, Inc. (0875), Ventoux International, Inc. (1838), Circuit City Purchasing Company, LLC (5170), CC Aviation, LLC (0841), CC Distribution Company of Virginia, Inc. (2821), Circuit City Properties, LLC (3353), Kinzer Technology, LLC (2157), Abbott Advertising Agency, Inc. (4659), Patapsco Designs, Inc. (6796), Sky Venture Corp. (0311), Prahs, Inc. (n/a), XSStuff, LLC (9263), Mayland MN, LLC (6116), Courchevel, LLC (n/a), Orbyx Electronics, LLC (3360), and Circuit City Stores PR, LLC (5512).

² Capitalized terms not otherwise defined herein shall have the meanings and definitions ascribed to such terms in the Motion.

into the Trust corpus all uncashed, unclaimed, and/or stale checks and not send new checks to those recipients, all as set forth in greater detail in the Motion; and the Court having reviewed the Motion, and the Court having determined that the relief requested in the Motion is reasonable and warranted under the circumstances; and it appearing that proper and adequate notice of the Motion has been given and that no other or further notice is necessary; and upon the record herein; and after due deliberation thereon; and good and sufficient cause appearing therefor,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

I.The Motion is GRANTED.

II.The Trust is further authorized to stop payment on all uncashed checks within ninety-one days of issuance, reincorporate into the Trust corpus all uncashed, unclaimed, and/or stale checks, and not send new checks to those recipients

III.Allowed Claims for which No W-9 has been obtained are to be treated as “Undeliverable Distributions” pursuant to Article VI.C.2. of the Plan.

IV.The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: Apr 30 2020
Richmond, Virginia

/s/ Kevin R Huennekens
The Honorable Kevin R. Huennekens
United States Bankruptcy Judge

WE ASK FOR THIS:

Entered on Docket: Apr 30 2020

/s/ Lynn L. Tavenner
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*Counsel to Alfred H. Siegel, as Trustee of the
Circuit City Stores, Inc. Liquidating Trust*

SEEN AND NO OBJECTION:

/s/ Kenneth N. Whitehurst, III (Permission to affix signature received via email dated 04/28/2020)
Kenneth N. Whitehurst, III (Va. Bar No. 48919)
Shannon F. Pecoraro (Va. Bar No. 46864)
Department of Justice
Office of the United States Trustee
701 East Broad Street, Suite 4304
Richmond, VA 23219
(804) 771-2310
(804) 771-2330 (Facsimile)

CERTIFICATION

I hereby certify that the foregoing proposed Order has been either served on or endorsed
by all necessary parties.

/s/ Lynn L. Tavenner

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Service List for Entered Order:

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